

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**DECLARATION AND POWER OF ATTORNEY  
FOR A CONTINUATION-IN-PART UTILITY PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled FISHING ROD WITH SIGNAL DEVICES ACTIVATED BY FISH-BITE FLEXING OF THE FISHING ROD, the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above, if any.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a).

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of 35 U.S.C. § 112, if any, I acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56(a), which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

<u>Application Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
10/171,781	June 17, 2002	Petition to revive

I hereby state that, as to subject matter of this application which is common to said earlier application(s), I do not know and do not believe that the invention was ever known or used in the United States of America before our invention thereof; and that to the best of my knowledge and belief the invention had not been in public use or on sale in the United States of America more than one year prior to said prior application(s), or patented or described in any printed publication in any country before our invention thereof or more than one year prior to the first of said prior application(s), or patented or made the subject of an inventor's certificate issued before the date of said prior application(s) in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to said application(s); and that no application for patent or inventor's certificate on said invention had been filed before said prior application(s) in any country foreign to the United States of America by me or my legal representatives or assigns, except as listed above.

I hereby state that, as to the subject matter of this application which is not common to said earlier application(s), if any, I do not know and do not believe that the invention was ever known or used in the United States of America before our invention thereof; that to the best of my knowledge and belief the invention has not been in public use or on sale in the United States of America more than one year prior to this application, or patented or described in any printed publication in any country before our invention thereof or more than one year prior to this application, or patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application; and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns.

I hereby appoint Donald R. Schoonover, Reg. No. 34,924, a member of the bar of the State of Missouri, whose postal address is 4211 Rolling Hills Drive, Nixa, Missouri 65714-8771, telephone (417) 724-2188, facsimile (417) 724-2469, as my attorney, with full power of substitution, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent Office connected therewith in my behalf.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 02/21/2004

Joseph H. Morgan  
Joseph H. Morgan, Inventor

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Date: 02/21/2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS  
BY INVENTOR**

Applicant: Joseph H. Morgan et al

For: FISHING ROD WITH SIGNAL DEVICES ACTIVATED BY FISH-BITE  
FLEXING OF THE FISHING ROD

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As a below-named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 C.F.R. 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the above-entitled invention described in the specification filed herewith.

I have not assigned, granted, conveyed or licensed, and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who, upon knowledge and belief, could not be classified as an independent inventor under 37 C.F.R. 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d) or a nonprofit organization under 37 C.F.R. 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

Name of Concern: None

Address of Concern: N/A

I acknowledge my duty to file, in this application for patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity

is no longer appropriate.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

02/21/2004  
Date

Joseph H Morgan  
Joseph H. Morgan, Inventor